

****Amended Agenda****
AUBURN CITY COUNCIL
REGULAR SESSION AGENDA
City Hall, Council Chambers
1225 Lincoln Way, Auburn, CA 95603
June 11, 2012
Closed Session 5:00 p.m.
Regular Session 6:00 p.m.

Meeting facilities are accessible to persons with disabilities. Requests for Assistive Listening Devices or other considerations should be made through the City Clerk's Office at (530) 823-4211, Ext. #112

CALL TO ORDER

ROLL CALL

By **MOTION** adjourn to a Closed Session under Government Code Section 54957.6

1. Conference with Legal Counsel

The City Council finds, based on advice from legal counsel, that discussion in open session will prejudice the position of the local agency in the litigation.

A) Pending Litigation:

(G.C. 54956.9(a))

Victoria Connolly, First Amendment Coalition v. City of Auburn, Auburn City Council, Placer County Superior Court Case No. SCV-0031261

B) Existing Litigation:

(G.C. 54956.9(a))

Joseph G. R. Labrie, Auburn City Clerk v. Board of Supervisors for the County of Placer, Jim McCauley, County Clerk-Record-Registrar of Voters (James Earp, Hank Gonzales and California Alliance for Jobs, Real Parties in Interest), Placer County Superior Court Case No. SCV-0030835

REPORT OUT OF CLOSED SESSION

PLEDGE OF ALLEGIANCE

MAYOR'S COMMENDATIONS/PROCLAMATIONS/ACKNOWLEDGEMENTS/ANNOUNCEMENTS

United States Army Week Proclamation

Randy Mealhow, Arts Commission, Certificate of Appreciation

Aloha Baumgarten, Arts Commission, Certificate of Appreciation

AGENDA APPROVAL

This is the time set aside for council members and/or the public to ask for removal, postponement or a change to the listed sequence of an agenda item.

CONSENT CALENDAR

All matters listed under the Consent Calendar are considered to be routine in nature and will be approved by one blanket motion with a roll call vote.

There will be no separate discussion of these items unless persons request specific items to be removed from the Consent Calendar for discussion and separate action. Any items removed will be considered after the motion to approve the Consent Calendar.

1. **Minutes**

By **MOTION** approve City Council Minutes of 4/23/2012, 5/14/2012 and 5/15/2012.

2. **Warrants**

By **RESOLUTION** approve Warrants #79836 through 80033 totaling \$1,179,384.91.

3. **Appointment of an Alternate Member on LAFCO**

By **RESOLUTION**, appoint Council Member William Kirby to the Local Agency Formation Commission as an alternate.

4. **Affordable Housing Agreement – Mercy Auburn Senior Apartments**

By **RESOLUTION**, approve the Affordable Housing Agreement for the Mercy Auburn Senior Apartment project.

5. **Palm Avenue Sidewalk and Bicycle Lane Project – Coastland Agreement**

By **RESOLUTION**, authorize the Director of Public Works to execute an amendment with Coastland Civil Engineering, Inc. to complete the required environmental studies and the final design for the Palm Avenue Sidewalk and Bicycle Lane Project in an amount not to exceed \$48,822.

6. **Trailer Mounted Message Board Replacement Purchase**

By **RESOLUTION**, authorize the purchase of a solar powered trailer mounted message board in an amount not to exceed \$20,000.

7. **Business License Software Replacement**

By **RESOLUTION**, authorize the City Manager or his designee to execute an agreement for Business License Software Services with HdL Software, LLC as it relates to the installation and replacement of the current business license system in an amount not to exceed \$31,000 plus monthly maintenance fees.

8. **Legal Representation for Councilmembers in Connolly v. City of Auburn**

By **RESOLUTION**, authorize the agreement with Weintraub, Genshlea, Chediak, Tobin & Tobin to provide legal representation of Council Members in a lawsuit.

9. **Amendment of City Ordinance Governing Claims Against the City – First Reading**

Waive full reading and introduce an ORDINANCE to amend Section 33.115 of the Auburn Municipal Code regarding claims against the City.

10. **Request Services of the Placer County Clerk for the General Municipal Election**

By **RESOLUTION**, approve the request of the City Clerk of the City of Auburn to utilize the services of the Placer County Clerk for the General Municipal Election of November 6, 2012.

11. **Funding Agreement with PCTPA for the Community Transit Enhancement Projects**

By **RESOLUTION**, authorize the City Manager to execute the funding agreement with Placer County Transportation Planning Agency for the Community Transit Enhancement Projects.

12. **Weed Abatement – Declare Public Nuisance**

By **RESOLUTION**, declare public nuisance of certain properties within the City of Auburn identified as containing weeds, rubbish, and or debris.

13. **CalPERS Contract Amendment Ordinance – 1959 Survivor Death Benefit Program (Police) – First Reading**

Waive a full reading and introduce an **ORDINANCE** approving an amendment to the contract between the City of Auburn and CalPERS, providing Section 21754 (Forth Level of Survivor Death Benefits) for local police members.

***** End of Consent Calendar *****

14. **Public Comment**

This is the time provided so that anyone from the public may speak to the Council on any item not on this agenda. Please make your comments as brief as possible. The Council cannot act on items not included on this agenda; however, the items will be automatically referred to staff.

PUBLIC HEARING

15. **Public Hearing to Levy Annual Assessment Fees for Business Improvement Districts**

Following a public hearing, adopt by **RESOLUTION**, the 2012-13 Levying of Assessments in connection with the Old Town Auburn Business Improvement District and the Downtown Auburn Business Improvement District.

16. **Non-Payment of Administrative Citations, Authority to Assess Tax Roll**

Following a public hearing, by **RESOLUTION**, approve the tax roll assessment for Administration Citation's report and direct the City Clerk to file a certified copy of the report with the Placer County Auditor-Controller in order to collect.

17. **Abandonment of the Public Utility Easement at 185 Palmyra Street**

Following a public hearing, by **RESOLUTION**, authorize the abandonment of the Public Utility Easement at 185 Palmyra Street under the provisions of Section 8320-8325 of the Streets and Highways Code of the State of California.

COUNCIL BUSINESS

18. **Naming East End Hangar Access Road to Col. Bud Anderson Drive**

By **MOTION**, authorize staff to take the necessary steps to name the currently un-named access road located southeast of the Auburn Municipal Airport off of Old Airport Road to Col. Bud Anderson Drive.

19. **Operating, Debt Service and Capital Project Budgets for Fiscal Year 2012-13**

By **RESOLUTION**, adopt revenue estimates and expenditure appropriations for all City Funds for fiscal year 2012-13 as summarized in the fund schedules presented with the Fiscal Year 2012-13 Proposed Budget.

By **RESOLUTION**, establish a General Fund “cash reserve” in the amount of \$2,839,065 as summarized in the General Fund schedule presented with the Fiscal Year 2012-13 Proposed Budget.

20. **Certified Local Government Status (CLG) for Auburn**

That the City Council receive a report from staff and consider one of the options below, based upon the staff analysis provided herein:

1. Submit an Application to the California Office of Historic Preservation for Certified Local Government Status:

A. By Resolution, initiate an ordinance amendment to revise the city’s Historic Preservation Ordinance to be consistent with the requirements for a Certified Local Government as described in the February 8, 2012 memorandum from the State Department of Parks and Recreation.

B. By Resolution commit to updating the 1986 inventory of historic properties as described in the February 8, 2012 memorandum from the State Department of Parks and Recreation.

2. Do Not Submit an Application to the California Office of Historic Preservation for Certified Local Government Status and Consider the Following Alternatives:

A. By Motion, Direct Staff to Update the Resolution for Nominating Process for Historical Resources (*Resolution No. 82-198*); and,

B. By Motion, Continue with the City’s Historic Preservation Ordinance as Currently Practiced.

21. **Recommendations from SHAAC**

By **RESOLUTION**:

1) Approve the revised criteria for selection of Streetscape tiles or amenities.

2.) Adopt the “City of Auburn Streetscape History and Art Advisory Committee (SHAAC) Request for Recognition Form”.

3) Appoint April Loomis-McDonald (City Historian) as a voting member of the SHAAC, rather than a non-voting advisor.

22. **Animal Control Services Contract**

By **RESOLUTION**, approve and authorize the City Manager or his designee to execute an agreement for animal shelter services with the City of Rocklin.

REPORTS

23. **City Council Committee Reports**

The purpose of these reports is to provide information to the city council and public on projects and programs that are discussed at committee meetings. **No decisions are to be made on these issues.** If a council member would like formal action on any of these discussed items, it will be placed on a future city council agenda.

ADJOURNMENT

Materials related to an item on this Agenda submitted to the Council after distribution of the agenda packet are available for public inspection in the City Clerk's Office, 1225 Lincoln Way, Room 8, Auburn, CA 95603 during normal business hours.